

***Remarks***

Applicant has amended the paragraph at page 1, lines 9-11 of the specification of the present patent application to comply with Section 201.11 of the Manual of Patent Examining Procedure.

***Reclamations***

***The May 19, 2005, Reply***

In the Amendment and Reply Under 37 C.F.R. § 1.111 filed May 19, 2005, Applicant amended each of claims 1, 5, and 8 to delete the feature of receiving a request from a network appliance via the network connection that includes information identifying an account to be used because, in addition to this distinction, U.S. Patent No. 6,370,141 to Giordano, III *et al.* (hereinafter "Giordano") does not disclose, teach, or suggest configuring a packet switched network appliance to have access to a packet switched network at an access point, wherein a determination of the access point includes a consideration of a distance between the packet switched network appliance and the access point.

Applicant affirmatively rescinds the distinction from the teachings of Giordano based upon the feature of receiving a request from a network appliance via the network connection that includes information identifying an account to be used.

*The September 29, 2006, and the April 23, 2007, Replies*

In the Amendment and Reply Under 37 C.F.R. § 1.111 filed September 29, 2006, Applicant amended each of claims 1, 5, 8, and 11-13 to add the feature of distinguishing a first packet switched network appliance from a second packet switched network appliance to distinguish these claims from the teachings of Giordano.

However, in addition to this distinction, Giordano does not disclose, teach, or suggest configuring a packet switched network appliance to have access to a packet switched network at an access point, wherein a determination of the access point includes a consideration of a distance between the packet switched network appliance and the access point.

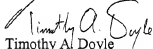
Because the feature of configuring a packet switched network appliance to have access to a packet switched network at an access point, wherein a determination of the access point includes a consideration of a distance between the packet switched network appliance and the access point is sufficient to render each of claims 1, 5, 8, and 11-13 patentable over Giordano, Applicant, in the Amendment and Reply Under 37 C.F.R. § 1.111 filed April 23, 2007, amended each of claims 1, 5, 8, and 11-13 to delete the feature of distinguishing a first packet switched network appliance from a second packet switched network appliance.

Applicant affirmatively rescinds the distinction from the teachings of Giordano based upon the feature of distinguishing a first packet switched network appliance from a second packet switched network appliance.

The Examiner is invited to contact the undersigned should there be any questions.

Respectfully submitted,

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